

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Ed Sisson, Robert Jurca, Guy Pfalzgraff and Bill Seuell, along with City Manager Joe Kerby and City Attorney Mike Schottelkotte. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Citizen Comments

Nelson Scott, 19698 Hwy 92, questioned the hiring of a consultant for the truck route.

City Manager Joe Kerby stated that the City as hired a consultant to help with right of way acquisitions.

Mr. Scott also questioned how many employees have been laid off.

City Attorney Michael Schottelkotte advised Council that this is public comment time and if Mr. Scott has questions he should meet with the City Manager.

Mayor Cooper then advised Mr. Scott that he is to make a comment and that he can meet with the City Manager with any questions he may have.

Mr. Scott continued to make comments regarding the funding for the truck route. He also commented on Amendments 60 and 61.

Montrose Citizens for Funding our Future Ballot Initiative Presentation

Dave Larson, 67235 Ocotillo Court, Montrose, with Montrose Citizens for Funding Our Future stated what he is the chairman of this committee which is an issues campaign committee that was developed in 2007. Mr. Larson presented Council with a presentation on Amendments 60 and 61 as well as Proposition 101.

Mayor Cooper called for public comment.

Mr. Scott questioned the legality of organizing a meeting that is one sided and leaning on the negative side without offering the public their opinion. He also commented on the ballot initiatives. He questioned why the City is not using federal monies that are available. He stated that government at all levels does not seem to recognize that as a population they have built this Country they are no longer anything more than a money source. He also stated that government does not recognize the importance of example.

Bruce Hovde, 637 East Main, Cedaredge, Delta County Commissioner District 2 responded to Mr. Scott's last statement stating that Delta County has had a flat budget from 2008 to 2009. In 2010 they went down 3% drop and are anticipating as 2.3% or more drop in 2011. He reported on the debt of Delta County which is an extension on the fairgrounds. He commented on the amendments and proposition.

DMEA Presentation of Capital Credits Check

Dan McClendon with DMEA explained the capital structure that DMEA has in place. He also presented the City with a capital credits check in the amount of \$33,432.00.

Les Renfrow also with DMEA commented on the team work that the City and DMEA has built together.

Financial Report

Finance Director Tod DeZeeuw presented the financial reported ending August 31, 2010. He also presented an update regarding the financing for the truck route.

Regular Meeting, Delta City Council, September 21, 2010 (Cont.)

Resolution #9, 2010; Opposing Amendment 60 & 61, and Proposition 101

Resolution #9, 2010

A RESOLUTION OPPOSING STATE BALLOT MEASURES
AMENDMENT 60, AMENDMENT 61, AND PROPOSITION 101

was read by the Deputy Clerk.

City Manager Joe Kerby stated that he was directed to have a Resolution developed for Council to consider opposing the ballot initiatives; therefore the reason this Resolution is before Council tonight for their consideration.

Mayor Cooper reported that the City Attorney has indicated that copies are available from the Deputy Clerk if anyone would like a copy. She stated that since the copies are available Council is going to forego the reading of the entire Resolution.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Sisson to adopt Resolution #9, 2010. Roll call vote: Councilmembers Seuell aye, Pfalzgraff aye, Sisson aye Jurca aye and Cooper aye. Motion carried.

Transfer of Liquor License: Leon's Mexican Restaurant

The Deputy Clerk explained that Gabriela De Torres Medrano has submitted a transfer of ownership application for Leon's Mexican Restaurant. The application states that Medrano, Inc. authorizes the transfer of the liquor license to Gabriela's, Inc. doing business as Gabriela's Family Mexican Restaurant/Cantina. The application is complete and all fees have been paid. Ms. Medrano's fingerprints have been submitted to the Colorado Bureau of Investigation and we are awaiting the results. Staff recommends that Council approve the transfer contingent upon receiving favorable fingerprints on Gabriela De Torres Medrano.

It was moved by Councilmember Jurca and seconded by Councilmember Sisson to approve the transfer of ownership for Leon's Mexican Restaurant pending favorable fingerprints results from Gabriela De Torres Medrano. All in favor, motion carried.

Approval of Street Closure Permit for Delta High School

The Deputy Clerk reported that the Delta High School has submitted a street closure permit application for their annual Homecoming parade. The application is complete and all fees have been paid.

It was moved by Councilmember Jurca and seconded by Councilmember Pfalzgraff to approve the street closure permit for the Delta High School Homecoming parade. All in favor, motion carried.

City Attorney Comments

There were none.

City Manager Comments

City Manager Joe Kerby updated Council on the following items:

- Right of way acquisition plan for the truck route as well as the design project plan.
- The Senior Center as to water in the basement and the process they are taking to address those concerns.
- Employee Appreciation Breakfast.
- Medical Marijuana hearings in the month of October.
- Introducing himself to local businesses and questioning them on any concerns they might have.
- November 1st and 2nd will be the Downtown Revitalization Assessment. He reported that the City has hired a part time person to help with notification throughout the community.
- Delta County Coal Conference.

Regular Meeting, Delta City Council, September 21, 2010 (Cont.)

City Manager Comments (cont.)

- Work session to follow up with a prior work session that discussed expectations between himself and Council.
- September 30th is the CML District Meeting in Montrose. He stated that next year the City of Delta will be hosting this meeting.
- Chamber of Commerce is hosting a forum regarding the ballot initiatives on September 29th at 7:00pm. Linda Sanchez with the Chamber stated that this is an educational forum to get the information out for the citizens.
- Meeting with CDOT for discussions with them about what future enhancements are slated for Main Street.
- On October 5th there is an opportunity for Council to attend a radio show to update the community on events throughout the community.
- Discussions regarding a trip to Buena Vista to see their downtown improvements.

Councilmember Comments

Councilmember Jurca commented on November 2nd meetings.

Mr. Kerby stated that they will be working around the Council meeting.

Mayor Cooper stated that this weekend is the World Fast Draw competition. She announced the arrival of her granddaughter. She also reported that they have sold their business as of the first of the month.

The meeting was adjourned at 8:15 p.m.

Jolene E. Nelson, City Clerk